

**RULES
OF
THE TENNESSEE DEPARTMENT OF CORRECTION
DIVISION OF ADULT INSTITUTIONS**

**CHAPTER 0420-3-3
URINALYSIS DRUG SCREENING PROGRAM**

TABLE OF CONTENTS

0420-3-3-.01	Preface	0420-3-3-.03	Definitions
0420-3-3-.02	Application	0420-3-3-.04	Procedures

0420-3-3-.01 PREFACE.

- (1) The Department of Correction is required to establish rules for the general administration of the urinalysis drug screening for twenty-five (25) inmates every thirty (30) days at each institution housing adult inmates.
- (2) The purpose of this program is to uphold the safety and security of the correctional environment at each institution by determining the use and distribution of illicit drugs.

Authority: T.C.A. §41-1-120. **Administrative History:** Original rule filed January 24, 1989, effective May 1, 1989.

0420-3-3-.02 APPLICATION

This program applies to all inmates who are housed in any institution that houses adult felons.

Authority: T.C.A. §41-1-120. **Administrative History:** Original rule filed January 24, 1989, effective May 1, 1989.

0420-3-3-.03 DEFINITIONS.

- (1) Drug Screen - A laboratory test(s) for drugs of abuse, screen #2, used to detect usage of marijuana, hashish, and other illegal drugs of abuse.
- (2) Random Selection - A method of selection which utilizes a sample drawn from the inmate population so that each inmate of the population has an equal chance to be selected.
- (3) On Site Drug Test - Preliminary analytic testing procedure done at the correctional institution to detect drugs of abuse in urine. Test kits for this purpose have received approval from the FDA and are available from certain pharmaceutical companies.

Authority: T.C.A. §41-1-120. **Administrative History:** Original rule filed January 24, 1989; effective May 1, 1989.

0420-3-3-.04 PROCEDURES.

- (1) A computer-generated random sample list of twenty-five (25) inmates will be provided by the correction department's planning section to the warden of each institution monthly.
- (2) The institutional warden will designate a staff member of the same gender to visually observe the collection of urine.
- (3) The refusal of an inmate to provide a sample, or attempt to alter, contaminate, or adulterate the sample in any way, shall be grounds for disciplinary action.
- (4) A valid chain of custody shall be maintained on all urine samples.
- (5) On site drug tests will be conducted on all collected urine. All specimens that test positive shall be

(Rule 0420-3-3-.04, continued)

forwarded to a forensic laboratory for further testing and confirmation.

- (6) Each institution shall contract for laboratory analysis of urine samples.
- (7) The contract laboratory shall accomplish all drug screens according to accepted industry standards of practice and following all the manufacturer's directions.
- (8) All positive tests must be substantiated by a second alternate method of testing or by a second test using the same method. The results of the second laboratory examination will be final.
- (9) A disciplinary report will be issued to the inmate, who will subsequently be tried before the disciplinary board for all reports which reflect the use of illegal drugs.
- (10) Upon receipt of confirmed positive reports, the warden will cause an investigation to be conducted. The investigation should determine if the positive report is the result of prescription or from illegal sources. If it is determined that drugs are from illegal sources, the investigation will be expanded to determine how the drugs were introduced upon the grounds of the institution.
- (11) A quarterly report will be generated by each institutional warden listing the number of tests that were made and the results of those tests.

Authority: T.C.A. §41-1-120. **Administrative History:** Original rule filed January 24, 1989, effective May 1, 1989.